

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

(U.S. APPLICATION NO. (If known,  
see 37 C.F.R. 1.5)

09/155921

INTERNATIONAL APPLICATION NO.  
PCT/EP97/01741

INTERNATIONAL FILING DATE  
08 APRIL 1997

[EARLIEST] PRIORITY DATE CLAIMED  
11 APRIL 1996

TITLE OF INVENTION

**PROCESS FOR THE PRODUCTION OF PLANTS WITH ENHANCED GROWTH  
CHARACTERISTICS**

APPLICANTS FOR DO/EO/US

**Günter DONN, Peter ECKES, Hubert MULLNER, Genes DUDITS, Katalin  
PAULOVICS, and Attila FEHER**

300 Rec'd PCT/FIO 08 OCT 1998

Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)), including 0 sheets of formal drawings and a copy of the International Search Report.
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventors (35 U.S.C. 371(c)(4)).
10. ☐ The annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:  
PCT/IPEA/416,409, PCT/IB/308  
PCT/RO/101 (7 pages)  
Check No. 3046 for \$690.00

**EXPRESS MAIL**

MAILING LABEL NUMBER EL153951487US

DATE OF DEPOSIT October 8, 1998

I hereby certify that this paper or fee is being deposited with the United States Postal Service

"Express Mail Post Office to Addressee" to Addressee" service under 37 CFR 1.10 on the date indicated above and is

addressed to: BOX PCT,  
COMMISSIONER OF PATENTS AND TRADEMARKS,  
WASHINGTON, D.C. 20231

Peter Donn

(Typed name of person mailing paper or fee)

Peter Donn

(Signature of person mailing paper or fee)

17. ☒ The following fees are submitted:

(CALCULATIONS /PTO USE ONLY)

**Basic National Fee (37 CFR 1.492(a)(1)-(5):**

Search Report has been prepared by the EPO or JPO.....\$690.00(\$930.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) ( .....\$700.00

No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))...\$770.00(

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$1040.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$96.00

ENTER APPROPRIATE BASIC FEE AMOUNT = (\$690.00 /

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐20 ☐30 months from the earliest claimed priority date (37 CFR 1.492(e)). (\$ /

8 Claims /Number Filed / Number Extra /Rate (

Total Claims / 8 - 20 = / 0 /X \$14.00 (\$000.00 /

Independent Claims / 3 - 3 = / 0 /X \$64.00 (\$000.00 /

Multiple dependent claim(s) (if applicable) /+ \$210.00 (\$ /

**TOTAL OF ABOVE CALCULATIONS =** (\$690.00 /

Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28). ( /

**SUBTOTAL =** (\$690.00 /

Processing fee of \$130.00 for furnishing the English translation later than ☐20 ☐30 months from the earliest claimed priority date (37 CFR 1.492(f)).+ (\$ /

**TOTAL NATIONAL FEE =** (\$690.00 /

Fee for recording the enclosed assignments (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + (\$ 00.00 /

**TOTAL FEES ENCLOSED =** (\$690.00 /

(Amount to be refunded / \$

(charged / \$

a. ☒ Our check in the amount of \$690.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 50-0320 in the amount of \$ to cover the above fees.

A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0320. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

WILLIAM F. LAWRENCE  
FROMMER LAWRENCE & HAUG LLP  
745 FIFTH AVENUE  
NEW YORK, NEW YORK 10151

SIGNATURE

WILLIAM F. LAWRENCE  
NAME

28,029

REGISTRATION NUMBER

Dated: **OCTOBER 8, 1998**

303 Patent PCT/PTC 08 OCT 1998

09/155921

Attorney Docket No. 514413-3669

New Patent Application filed **October 8, 1998**, entitled:  
**PROCESS FOR THE PRODUCTION OF PLANTS WITH ENHANCED GROWTH  
CHARACTERISTICS,**

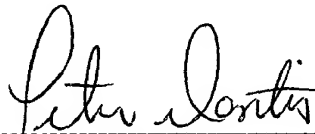
corresponding to PCT/EP97/01741 filed April 8, 1997

Express Mail No.: EL153951487US

Date of Deposit: October 8, 1998

I hereby certify that this application is being  
deposited with the United States Postal Service "Express Mail  
Post Office to Addressee" service under 37 CFR 1.10 on the  
date indicated above and is addressed to:

Assistant Commissioner for Patents  
Box PCT  
Washington, D.C. 20231.

  
\_\_\_\_\_